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MOTOROLA, INC.,

v.

Attorneys for Defendant Digital Licensing Technology LLC

Document Filed Electronically

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

Civil Action No. 07-10436 (CLB)(GAY)

Plaintiff,

District Judge Charles L. Brieant

DIGITAL TECHNOLOGY LICENSING LLC,

Defendant.

DIGITAL TECHNOLOGY LICENSING LLC,

Third-Party Plaintiff,

v.

SPRINT NEXTEL CORPORATION, CELLCO PARTNERSHIP d/b/a VERIZON WIRELESS, and T-MOBILE USA, INC.

Third-Party Defendants.

NOTICE OF DISMISSAL OF THIRD-PARTY CLAIMS AGAINST SPRINT NEXTEL CORPORATION, CELLCO PARTNERSHIP d/b/a VERIZON WIRELESS, AND T-MOBILE USA

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Third-party plaintiff Digital Technology Licensing LLC ("DTL"), having filed third-party claims against third-party defendants Sprint Nextel Corporation ("Sprint/Nextel"), Cellco Partnership d/b/a Verizon Wireless ("Verizon Wireless"), and T-Mobile USA ("T-Mobile"); and none of said third-party defendants having filed an answer or motion for summary judgment; and DTL intending to pursue its causes of action against those parties in previously filed cases presently pending in the District of New Jersey; it is therefore plead that:

Pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure, DTL hereby dismisses its third-party claims in the within action against Sprint/Nextel, Verizon Wireless, and T-Mobile without prejudice.

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